

Appl. No.: 10/729,149
Amdt. dated October 13, 2004
Reply of Office action of May 19, 2004

Docket No. CRT-10139

REMARKS

Double Patenting Rejection

Claims 1-20 stand rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-17 of U.S. Patent No. 6,722,232, owned by CRT Enterprises. In order to avoid further expenses and time delay, Applicant elects to expedite the prosecution of the present application by filing a terminal disclaimer to obviate the double patenting rejections in compliance with 37 CFR §1.321 (b) and (c). Applicant's filing of the terminal disclaimer should not be construed as acquiescence of the Examiner's double patenting or obviousness-type double patenting rejections. Attached is the terminal disclaimer and accompanying fee. Also attached is a copy of the Assignment of the present application to CRT Enterprises executed October 12, 2004 by Applicant which was filed for recordation simultaneously with the filing of this response and terminal disclaimer. Thus, by virtue of this Assignment, the present application and U.S. Patent No. 6,722,232 are commonly owned by CRT Enterprises.

Conclusion

In summary, none of the references cited by the Examiner or any other known prior art, either alone or in combination, disclose the unique combination of features disclosed in Applicant's claims presently on file. For this reason, allowance of all of Applicant's claims is respectfully solicited.

Applicants hereby declare that any amendments herein that are not specifically made for the purpose of patentability are made for other purposes, such as clarification, and that no such changes shall be construed as limiting the scope of the claims or the application of the Doctrine of Equivalents.

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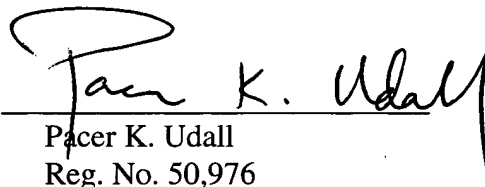
It is requested that a two-month extension of time be granted for the filing of this response, and the appropriate extension filing fee of \$215.00 is enclosed herewith.

If any other fees, including extension of time fees or additional claims fees, are due as a result of this response, please charge Deposit Account No. 19-0513. This authorization is intended to act as a constructive petition for an extension of time, should an extension of time be needed as a result of this response. The examiner is invited to telephone the undersigned if this would in any way advance the prosecution of this case.

Respectfully submitted,

Dated: October 13, 2004

By: _____


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